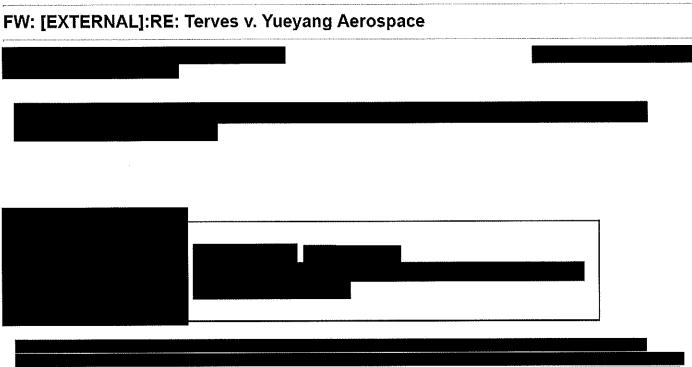
Case: 1:19-cv-02818-DCN Doc #: 1-11 Filed: 12/04/19 1 of 4. PageID #: 78

EXHIBIT J

Dunlap Codding PC Mail - FW: [EXTERNAL]:RE: Terves v. Yueyang Aerospace



Evan Talley <etalley@dunlapcodding.com>



From: Cavanagh, Matthew J. [mailto:mcavanagh@mcdonaldhopkins.com]

Sent: Wednesday, November 6, 2019 5:06 PM

To: Emily Hey <ehey@HallEstill.com>

Cc Daniel Car ey dcar ey@HallE till com; Kate Janke kjanke@HallE till com; Michael H Smith

<mhsmith@HallEstill.com>; Cupar, David B. <dcupar@mcdonaldhopkins.com>

Subject: [EXTERNAL]:RE: Terves v. Yueyang Aerospace

Mr. Carsey,

- 1. Whether Bradley breached a confidentiality obligation to Magnesium Machine ("MMP") when it responded to the Bradley subpoena has no effect on the validity of the subpoena issued to MMP. The MMP subpoena stands on its own, your theory ignot upported by law, and your objection to the uppoena on that bait, therefore, ignot well taken
- 2 Moreover, under the N D of Ohio' Local Patent Rule 2 2 "Di covery cannot be withheld on the ba i of confidentiality absent Court order." Therefore, the confidentiality clause that you cite would not have been a proper basis for Bradley to withhold the agreement, and it's not a proper basis for MMP to withhold it or to try and claw it back.
- 3. Because there is not yet a stipulated protective order in the case, L.P.R. 2.2 allows us to designate the agreement as "Attorney's Eyes Only – Subject to Protective Order" until an order is entered. Please let me know if you want us to de ignate it a uch

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4. The confidentiality clause on which you rely allows MMP twenty days "to seek a protective order or other appropriate remedy against disclosure." While I disagree with your objection, to cure the issue that you raise, I will quarantine the agreement and hold it ecure a an officer of the court for twenty day , i e , until November 26, 2019 That give you twenty days to seek a protective order or other appropriate remedy against disclosure from the Court. If you seek a judicial remedy within that time period. I will comply with the Court's order regarding the agreement. If you do not seek

	rantine and treat the document as subject to whatever confidentiality designation is 2.2
5 I e pect MMP to comply with the ub	opoena i ued to it
Regard ,	
Matt	
Matt Cavanagh Member	
T: 216.348.5730 F: 216.348.5474 mcavanagh@mcdonaldhopkins.com www.mcdonaldhopkins.com	600 Superior Avenue East Suite 2100 Cleveland, OH 44114
McDonald Hopkins A business advisory and advocacy law firms	
From: ehey@HallEstill.com [mailto:e Sent: Monday, November 04, 2019 3 To: Cavanagh, Matthew J.	

Subject: Terves v. Yueyang Aerospace

Mr. Cavanagh,

Attached, please find a letter from Dan Carsey regarding the above-referenced matter.

Thank you.

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Dunlap Codding PC Mail - FW: [EXTERNAL]:RE: Terves v. Yueyang Aerospace



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